IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY EIGHTH DAY OF SEPTEMBER
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MRS JUSTICE T.MEENA KUMARI**

**and**
**THE HON'BLE MR JUSTICE P.LAKSHMANA REDDY**

**WRIT PETITION NO : 30819 of 1998**

Between:

R.Mohan S/o.Rama Rao
R/o.Venkatapuram Village Neradigonda Mandal
Adilabad Dist.

**..... PETITIONER**

AND

1 The Principal Secretary to Government,
Social Welfare Dept Govt of A.P Secretariat , Hyderabad.
2 The Commissioner of Tribal Welfare ,Govt of A.P
Hyderabad.
3 The Project Officer
Integrated Tribal Development Agency Utnoor , Adilabad Dist.
4 The Employment Officer for Tribals
Integrated Tribal Development Agency Utnoor, Adilabad Dist.
5 The Sub-Employment Officer for Tribal.
Integrated Tribal Development Agency Utnoor, Adilabad Dist.
6 The Law Secretary Union of India
Ministry of Law & Company Affairs New Delhi

**.....RESPONDENTS**

THE COURT MADE THE FOLLOWING :

***ORAL ORDER*: *(per Hon'ble Smt. T. Meena Kumari, J)***

The present writ petition has been filed to declare the action of the respondents in not appointing the petitioner as Physical Education Teacher in the Schools in the Agency Area of Adilabad District, as illegal and arbitrary, and consequently, to direct the respondents to appoint the petitioner as Physical Education Teacher in terms of G.O.Ms.No.275 dated 05-11-1986 read with G.O.Ms.No.73 Social Welfare (E) Department dated 25-04-1988.

Heard both sides and considered the material available on record.

After going through the record, it appears that the petitioner, who is an ST candidate, is entitled for consideration of his case in pursuance of the G.O.Ms.No.275 dated 05-11-1986 read with G.O.Ms.No.73 Social Welfare (E) Department dated 25-04-1988.

The learned Government Pleader appearing on behalf of the respondent-

department has submitted that as per instructions of parawise remarks, the petitioner's case can be considered, if he is otherwise eligible.

No material is place before this Court showing that whether G.O.Ms.No.275 dated 05-11-1986 read with G.O.Ms.No.73 Social Welfare (E) Department dated 25-04-1988 are superceded by any other subsequent G.Os.

Under the above circumstances, we deem it appropriate to direct the respondents to consider the case of the petitioner in pursuance of the said GOs., if he is otherwise eligible, as expeditiously as possible.

With the above observations, the writ petition is disposed of. No order as to costs.

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T.MEENA KUMARI, J

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P.LAKSHMANA REDDY, J

28th September, 2005

SKM/KVSN